Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
03/16/07	FOR II / Carson Station	☐	☒

Incident Information

URN: 007-03654-1624-013	Date: 03/15/07 Time: 0932 hours
City or Station: Carson	Nature of Incident: Suspect Escareal rammed several vehicles before walking into his residence. When Deputy Pomeroy and Detectives Glass and DeBoom went to contact him, he invited them inside. He threw knives at them and charged at them with a knife. Deputy Pomeroy and Detective Glass each fired one round at the suspect, striking him.
Location: [redacted] S. Neptune Avenue	

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, **Residence** (circled), Rural, School, Street. Other: ______

Lighting (*circle only one*): Darkness, **Daylight** (circled), Other, Street Lights

Weather (*circle only one*): **Clear** (circled), Cloudy, Fog, Rain

Distance:

Incident Type (*circle one or more*): Accidental, **Armed Person** (circled), Fleeing Suspect, Foot Pursuit, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot. Other: ______

Initiated by (*circle only one*): Arrest Warrant, **Call** (circled), Observation, One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, **Routine Patrol** (circled)

Aero Unit? ☐ Canine Unit? ☐

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
2	None

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
[redacted]	DeBoom	Jay		EM PM **Day** (circled)	**Regular** (circled) Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	City	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	Kelley	Tina	M.	**On Duty** (circled), Present during shooting, Witness to shooting, Involved in shooting
[redacted]	Morse	James	B.	**On Duty** (circled), Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Zymkowitz	Michael	A.

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Stuckey	Vicki	L.

PSTD Use Only
SH # 2191426

Officer Involved Shooting

URN: 007-03654-1624-013

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
03/15/07	1045	08/29/08	

Employee #	Last Name	First Name	M.I
[redacted]	Baird	Marshall	W.
[redacted]	Taylor	Rossanna	M.
[redacted]	Parker	Michael	J.

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious

(RM) Refused Med Treatment

(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1 Escareal	E#1 Pomeroy	UC					NN	
S#1 Escareal	E#1 Pomeroy	OE					NN	
S#1 Escareal	E#1 Pomeroy	OE					NN	
S#1 Escareal	E#2 Glass	OE					NN	
E#1 Pomeroy	S#1 Escareal	FH	BR	9	Y	Y	GS	NN
E#2 Glass	S#1 Escareal	FH	BR	9	Y	Y	GS	NK

Officer Involved Shooting
Involved Employee Information

URN: 007-03654-1624-013

Involved Employee

E 1

Employee # [redacted]	Last Name: Pomeroy	First Name: Steve	M.I.: E.
Sex: M Race: W	Rank: DSG	Unit Assignment: Carson	Work Assignment (Unit #, Module, etc.): 160M
ShiftTime (*circle only one*): EM PM (Day)	ShiftType (*circle only one*): (Regular) Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☐
Hrs of sleep prior to shooting: 7 hours	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Plain Clothes w/ Vest, Raid Jacket no Vest, Raid Jacket w/ Vest, Uniform no Vest, (Uniform w/ Vest)	Other Factors:
Age: 43	Height: 603	Weight: 235	
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E 2

Employee # [redacted]	Last Name: Glass	First Name: Stephen	M.I.: D
Sex: M Race: W	Rank: B-1	Unit Assignment: Carson	Work Assignment (Unit #, Module, etc.): Station Detective Bureau
ShiftTime (*circle only one*): EM PM (Day)	ShiftType (*circle only one*): (Regular) Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☐
Hrs of sleep prior to shooting: 8	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, (Plain Clothes w/ Vest), Raid Jacket no Vest, Raid Jacket w/ Vest, Uniform no Vest, Uniform w/ Vest	Other Factors:
Age: 49	Height: 600	Weight: 195	
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E __

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest, Plain Clothes w/ Vest, Raid Jacket no Vest, Raid Jacket w/ Vest, Uniform no Vest, Uniform w/ Vest	Other Factors:
Age:	Height:	Weight:	
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

Officer Involved Shooting
Suspect Information

URN: 007-03654-1624-013

Suspect Information

S 1

Last Name: Escareal		First Name: Antonio	M.I.: L
AKA Last Name:		First Name:	M.I.:
Sex: M Race: F	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: [redacted]
Age: 50 D.O.B. 03/20/56	Height: 510 Weight: 140	FBI #	CII # [redacted]
Booking #	Primary Charge: 664/187 PC	Secondary Charge:	
Coroner Case? ☒	Coroner Case # 2007-03287	Intoxication/Drug Usage? ☒	Substance Used: Cocaine
Armed? ☒	Apprehended? ☒	Mental Illness? ☒	Criminal History? ☒
Vehicle Make: Honda		Model: Accord DX	Year: 1988

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

See Other Side

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

DEPUTY INVOLVED HIT SHOOTING
INVESTIGATIVE SUMMARY

UNIT: Carson Sheriff's Station
DATE: March 15, 2007, Thursday
TIME: 0930 hours
LOCATION: [redacted] South Neptune Avenue, Carson, CA
URN #: 007-03654-1624-053
IAB #: SH2191426

INCIDENT: Deputy involved hit shooting

OPENING STATEMENT:

On March 15, 2007, Lieutenant Mike Parker, Sergeants Marshall Baird and Rosanna Taylor of the Internal Affairs Bureau responded to [redacted] S. Neptune Avenue, Carson, regarding a deputy involved hit shooting. The shooting involved **Deputy Steve Pomeroy** and **Detective Stephen Glass** who each fired one round from their duty weapon at **Antonio Escareal**, after he charged at them with a knife. Suspect Escareal was struck once in the neck by a bullet and was pronounced dead approximately six weeks later at Torrance Memorial Hospital.

Homicide Investigators, Sergeant Barry Hall and Detective Kevin Lowe took command of the incident and at the conclusion of their investigation provided IAB Investigators with their report **[Exhibit A]**. Scientific Service Bureau also went to the location and photographed the scene **[Exhibit B]** and collected evidence.

SYNOPSIS:

On Thursday, March 15, 2007, at approximately 0930 hours, Deputy Pomeroy was working patrol as a motorcycle traffic unit in the City of Carson. A radio call was dispatched informing units of a man (later identified as Suspect Escareal) driving a motor vehicle and intentionally colliding with other vehicles on the 22700 block of Neptune Avenue. Detectives Stephen Glass and Jay De Boom, who were assigned to Carson Station Detective Bureau, were driving a marked black and white patrol car in the area. The deputies contacted [redacted] MB/54 who lived at [redacted] and had flagged down the deputies. He stated the suspect rammed his vehicle and collided into his residence after the suspect attempted to run him over. Mr.

[redacted] told the deputies the suspect parked his vehicle and entered a house [redacted] the street at [redacted] Neptune Avenue (it was later learned Suspect Escareal lived at the location).

Believing an assault with a deadly weapon had occurred, and not knowing if the suspect lived at the residence, or if he was actively assaulting anyone else inside the residence, the deputies walked to [redacted] Neptune Avenue. As the deputies approached the house, they saw the front door was wide open. Deputy Pomeroy saw the suspect inside the residence and asked him to exit the house. The suspect invited the deputies inside the residence so they could speak with him.

Deputy Pomeroy entered the residence first, followed by Detective Glass who stood to next to him on his left side. Deputy De Boom followed behind the two deputies. Suspect Escareal was standing near a bedroom on the northwest portion of the residence, then stepped behind the partially opened bedroom door as the deputies approached him. Escareal picked up several knives and advanced toward the deputies with knives in both hands. Deputy Pomeroy turned and ran toward the front door of the residence when Escareal threw one of the knives and struck him on the right shoulder. The knife did not penetrate, nor injure Deputy Pomeroy and it fell to the ground.

Escareal continued moving toward the deputies and from the middle of the living room threw a second knife at them, but did not strike any deputy. Detective Glass backed up while pointing his firearm at the suspect and stumbled backward onto a couch near the front door. He regained his footing and backed out toward the front door. Deputy Pomeroy exited the house and stood on the right side of the door frame as Detective Glass stood on the left side of the door fame. Both deputies faced the interior of the residence with their firearms pointed at Escareal. Detective De Boom stood on the porch on the right side of the door frame. Escareal continued moving toward Deputy Pomeroy and Detective Glass while holding a knife and closing the distance between them. Fearing for his safety, Deputy Pomeroy fired one round at the suspect. Detective Glass, fearing he was about to be stabbed and seeing that the round fired by Deputy Pomeroy had little effect on the suspect, fired one round from his duty weapon, striking the suspect in the neck. The suspect fell to the floor in the front room, a few feet away from the deputies. Detective De Boom transmitted radio traffic announcing a shooting had occurred, requested assistance and medical aid for the suspect.

Deputy Dave Kluth, who had taken a containment position to the rear of the residence, drove to the front of the location after the gunfire. He entered the residence and handcuffed the suspect, who was still holding a knife in his right hand. The suspect did not offer any resistance when Deputy Kluth removed the knife from the suspect's hand.

Suspect Escareal was transported to UCLA Harbor General Hospital for a gunshot wound to his neck immediately after the incident. Blood was taken from the suspect when he was first admitted to the hospital. The toxicity screening of the suspect's blood indicated the presence of cocaine in his system, see page 51 of **[Exhibit A]** for further information.

IAB note: The suspect's [redacted] [redacted] FF/66, told Homicide Investigators her [redacted] had been taking prescribed psych tropic medications for several years for depression and schizophrenia. See page 32 of [Exhibit A] for further details. A prescription bottle of 300mg [redacted] (medication to help treat schizophrenia) in Antonio Escareal's name was found inside his residence, see page 36 of [Exhibit A] for more information.

The suspect's condition deteriorated over time to a point where he was transferred to a subacute care facility on 04/10/08 (see page 98 and 106 of **[Exhibit A]** for further information). He remained at the facility (Little Company of Mary) for long term care until his health worsened on 04/23/07. He was transferred to Torrance Memorial Hospital and on 05/01/07, at 2121 hours, he was pronounced dead after succumbing to Sepsis (the body's organs shutting down). See page 71, 105-106 of **[Exhibit A]** for further information.

INVOLVED PERSONNEL:

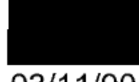
Steve Pomeroy - Deputy Sheriff, Employee #[redacted]
Field Operations Region II
Carson Station

Employee Work History:

Date of Employment:	05/25/94
Date assigned to Patrol:	[redacted]
Date completed Patrol Training:	[redacted]
Date assigned to unit:	10/21/94
Prior Shooting Incident(s)	[redacted]
Prior Founded Force Incidents	

Stephen Glass - Detective B-1, Employee #[redacted]
Field Operations Region II
Carson Station

Employee Work History:



Date of Employment:	01/06/88
Date assigned to Patrol:	[redacted]
Date completed Patrol Training:	
Date assigned to unit:	03/11/90
Prior Shooting Incident(s)	[redacted]
Prior Founded Force Incidents	[redacted]

SUSPECT:

Escareal, Antonio Latorre

Sex:	Male
Race:	Filipino
Date of Birth:	03/20/56
Booking #:	N/A
Charge:	Attempted Murder, 664/187 PC
Injury:	Deceased, gunshot wound to neck

Suspect Escareal was arrested on [redacted]

IAB note: A copy of Suspect Escareal's criminal history is included in this report. See [Exhibit C].

WITNESS:

De Boom, Jay - Detective B-1, Employee #[redacted]
Field Operations Region II
Carson Station

INJURIES:

No deputy personnel were injured as a result of this incident.

Suspect Escareal died of his injuries on 05/01/07.

PHYSICAL EVIDENCE:

Scientific Services Bureau collected and photographed two cartridge casings, two bullets, thirteen knives and numerous other items of evidence which are documented on pages 35-38 of **[Exhibit A]**.

INVESTIGATOR OBSERVATIONS:

This case was originally assigned to retired Sgt. Marshall Baird. No observations were noted in the case file.

WEAPON USED BY DEPUTY PERSONNEL:

Deputy Steve Pomeroy used his departmentally issued Beretta, model 92FS. Scientific Services test fired his weapon and noted they received his weapon with one magazine and fifteen live 9mm Luger caliber cartridges.

Deputy Stephen Glass used his departmentally issued Beretta, model 92F. Scientific Services test fired his weapon and noted they received his weapon with one magazine and fifteen live 9mm Luger caliber cartridges.

WEAPON USED BY SUSPECT:

Suspect Escareal was armed with at least three knives. He threw two knives at Deputy Pomeroy and Detectives Glass and De Boom. One of the knives struck Deputy Pomeroy on the back of his right shoulder. Escareal advanced upon Detective Glass and Deputy Pomeroy while holding a knife until he was stopped by the deputies' gunfire.

PROPERTY DAMAGE:

Suspect Escareal drove his vehicle into several parked vehicles and into a house before parking his vehicle and entering his residence. The suspect's actions caused deputy personnel to investigate the incident and make contact with Suspect Escareal. As a result of the shooting, a bullet strike to the door jamb casing of the northwest bedroom was discovered. An impact mark/gouge in the drywall on the south interior wall to the northwest bedroom was also discovered, see page 38 of **[Exhibit A]** for further information.

CRIMINAL INVESTIGATOR/CHARGES FILED:

The suspect is deceased. The District Attorney's Office completed a review of this incident and sent a Letter Of Opinion to the Sheriff's Department, dated 03/11/08, and found the deputies acted lawfully in self-defense and defense of another **[Exhibit D]**.

LIGHTING AND WEATHER CONDITIONS*:*

The incident occurred at approximate 0935 hours. The weather was clear and there was full ambient light. The residence inside the location was dimly lit.

INVOLVED EMPLOYEES' STATEMENT:

Witness: Deputy Steven Pomeroy:

On July 22, 2008,IAB Investigators, Sergeants David Flores and Trent Denison interviewed **Deputy Steven Pomeroy** at Internal Affairs Bureau. Deputy Pomeroy said on March 15, 2007, he was working as a traffic enforcement Officer on a motorcycle and monitoring traffic approximately one half mile from Neptune Avenue. He said he heard over the radio an emergent call regarding a person intentionally ramming cars on the street with a vehicle.

Deputy Pomeroy said he acknowledged the call and was given authorization to travel with lights and siren activated. He said he arrived in less than a minute after traveling northbound onto Neptune Avenue toward the location. He said he saw several vehicles on the street and one in a driveway with fresh collision damage. He said he observed debris on the ground from the vehicles, and he contacted the informant. He said the informant stated a male (Suspect Escareal) rammed the vehicles, then tried to run him over on his own front lawn. The informant said he ran inside his house because he feared he was going to be run over, then the suspect collided into his house. Deputy Pomeroy said the informant pointed out the house [redacted] where the suspect had entered.

Deputy Pomeroy said about thirty to forty five seconds after his initial contact with the informant, Detectives Glass and De Boom arrived. Detective De Boom began questioning the informant for further details of what occurred. Deputy Pomeroy said he came to the conclusion the suspect's actions were a result of being very drunk.

Deputy Pomeroy said he and Detective Glass walked to the house where the suspect had gone. The front door was wide open and he stood on the right side of the door frame for cover and Detective Glass took cover on the left side of the front door. Deputy Pomeroy said he looked inside the residence and saw a male, twenty to twenty five feet away, which matched the description of the suspect given to him by the informant. The suspect was pacing near a bedroom at the far right side of the front room. Deputy Pomeroy said he asked Escareal twice to exit the residence to talk about the traffic collision. Escareal replied, "I'm not coming outside. If you want to talk to me, you're going to have to come inside. I'm not coming outside."

Deputy Pomeroy said he believed his suspicions of the suspect having been DUI were confirmed because the suspect did not want to exit the house. He said he worked as an early morning traffic deputy for seven years and in his experience, people who drive while under the influence of alcohol believe if they make it home no one can do anything to them. He said he did not believe the suspect was a threat and he and Detective Glass decided to go inside the residence to speak with Escareal. As they walked across the living room, Deputy Pomeroy asked Escareal what happened outside. He said Escareal was four to five feet away from him and did not say anything, then backed up into a bedroom where the door was partially open. Escareal walked behind the bedroom door and out of sight when Deputy Pomeroy asked Esareal to come out of the bedroom and talk about what happened outside. Deputy Pomeroy said he pushed the bedroom door open, then Escareal walked out with both hands raised and holding at least two knives in one of his hands.

Deputy Pomeroy said he turned and ran toward the front door. When he had run about ten feet, he felt an object hit him on the back. The object fell to the hard-surface floor, making a metallic sound, and he realized the suspect had thrown a knife at him. He said he was not injured, but realized the front doorway was too small for he and Detective Glass to go through at the same time, because each of them weighed over 200 pounds. Deputy Pomeroy said he turned around to face the suspect and saw that

Escareal was within four feet of him and holding a knife in his right hand, extended above his head, as he made a grunting sound. The blade on the knife was at least six inches in length. Deputy Pomeroy said he felt his life was threatened because he realized Escareal had thrown a knife at him and was holding another knife in an aggressive manner. Deputy Pomeroy said he raised his weapon and fired one round at Escareal, which caused Escareal to flinch. Deputy Pomeroy said he heard Detective Glass fire one round from his firearm one to one and a half seconds later. Deputy Pomeroy said he ran out the front door, followed by Detective Glass. He said he positioned himself on the right side of the door frame outside the house and Detective Glass stood on the left side of the door frame as they faced inward. Escareal was still inside the residence and took a few steps, then collapsed at the door. At that point, Detective De Boom requested medical attention for the suspect and put out a broadcast a shooting had occurred.

After the incident, Deputy Pomeroy said he inspected his uniform jacket and saw that the knife thrown at him by the suspect creased the material on his jacket.

Witness: Detective Stephen Glass:

On July 22, 2008, IAB Investigators, Sergeants David Flores and Trent Denison interviewed **Detective Stephen Glass** at Internal Affairs Bureau. Detective Glass said on March 15, 2007, he was in a marked patrol unit with his partner, Detective Jay De Boom who was driving. A radio call announced a male was driving on Neptune Avenue ramming his vehicle into other vehicles and into a residence.

Detective Glass said he and his partner drove southbound onto Neptune Avenue and saw Deputy Pomeroy traveling northbound and arrived simultaneously to contact the informant. He said Deputy Pomeroy was a one-man motorcycle traffic unit. Detective Glass stated he saw two to three vehicles on the street which appeared to have fresh damage from what appeared to be a traffic collision. He said he saw fresh vehicle debris on the ground which was consistent with a traffic collision.

Detective Glass stated the informant told deputies a male (Suspect Escareal) in a vehicle rammed into his parked vehicle, then collided into his residence as the suspect tried to run him over. Detective Glass said he saw the stucco on the door frame to the residence was cracked and broken away. The post which supported the porch cover was also broken. The victim told the deputies the suspect ran into a house [redacted] and pointed out the house, which had its front door wide open.

Detective Glass said he believed an assault had occurred against the informant and the suspect (Escareal) ran into the residence where further assaults or a burglary were possibly being committed by the suspect. He said there was no indication the suspect lived at the residence.

Upon hearing the informant's statement, the three deputies went to the residence

where the suspect entered. Detective Glass said he walked to the front door with Deputy Pomeroy to his right side. Detective De Boom was walking behind them as they approached the front door.

While on the porch, just outside the front door, Detective Glass said he saw an individual inside the house at about the 2 O'clock position twenty to thirty feet away. The male (Suspect Escareal) was standing partially behind a bedroom door. Detective Glass said Deputy Pomeroy was giving verbal commands for Escareal to exit the residence. Detective Glass said Escareal verbally communicated something to Deputy Pomeroy and they entered the residence. They walked directly to the bedroom where Escareal was standing when Escareal began to close the bedroom door behind him. Deputy Pomeroy used his right hand to apply pressure to keep the door open. As the door opened slightly, Deputy Pomeroy announced Escareal was armed with a knife. Detective Glass said once he was aware the suspect was armed, he began to back away toward the front door in order to diffuse the situation and create more options, including an escape route for the suspect, so a fight would not ensue.

Detective Glass said he walked backwards toward the front door while pointing his duty weapon at Escareal. He was halfway into the livingroom, and about fifteen feet away from the Escareal, when Escareal raised his hand and threw a long fixed-blade knife in he and his partner's direction. Detective Glass said Escareal threw the knife as a pitcher throws a baseball, and with similar velocity. He kept his focus on the suspect as the knife flew by. He said he did not know exactly where the knife landed, but it may have hit a wall near head-level, to his right. The suspect advanced on the officers and Detective Glass said he continued to back up when he stumbled back onto the arm of a couch near the front door. He regained his footing, but by this time, Escareal was standing in the middle of the living room and he threw a second knife at the deputies in the same fashion he threw the first knife. Detective Glass said he did not know where the latter knife landed because he was trying to get up after stumbling onto the couch. He said he was trying to create distance because he knew a person could advance forward faster than one can back up.

Detective Glass said he continued to back up toward the front door. Deputy Pomeroy was to his right and was also moving toward the front door of the residence. Detective Glass said Escareal continued to advance as he and Deputy Pomeroy stood at the door frame of the front door facing into the house. Escareal was holding a fixed-blade knife in his left hand and was withing a few feet of them. Detective Glass said he believed Escareal was going to kill him with the knife because Escareal had already closed the distance and was very close to being at arm's reach of him and Deputy Pomeroy. Detective Glass said he felt he had to stop the suspect's actions, and he believed he was in serious danger of being assaulted and stabbed with a knife. He said he heard Deputy Pomeroy fire one round from his weapon, but the suspect kept moving toward them. Detective Glass said he fired one round from his weapon at nearly the same time as Deputy Pomeroy, then Escareal fell straight down onto his back and stopped his attack. Detective Glass said he stopped firing his weapon because the suspect

stopped his attack. He said the use of his firearm was his only viable option in subduing Escareal.

Detective Glass said at the time of the shooting, he did not believe anyone else was inside the residence and he had a clear backdrop into the livingroom. He said immediately after the shooting, the suspect was secured, the house was cleared for additional suspects or victims and rescue was called to render aid to the suspect.

Witness Jay De Boom:

On August 12, 2008,IAB Investigators, Sergeants David Flores and Trent Denison interviewed Detective Jay De Boom at Internal Affairs Bureau. He said on March 13, 2007, he drove southbound onto Neptune Avenue in a marked patrol unit in response to a traffic collision radio call. His partner of four years was Detective Stephen Glass, and they arrived at the location of the call within one minute. Upon arrival, Detective De Boom said he saw a vehicle in a driveway and another one on the street. They appeared to have recently been in a traffic collision and there was glass, metal and other debris indicative of a traffic collision.

Detective De Boom said Deputy Pomeroy arrived about fifteen seconds before he did, but they all listened to the informant who told them what occurred. The victim told them a male collided into his vehicle which was parked in the driveway of his residence, then the male drove southbound on Neptune Avenue and made a U-turn. The male drove back onto the front yard and collided into his residence, damaging the porch. Detective De Boom said he got the impression the male (Suspect Escareal) tried to run over the informant and that the informant was in fear for his life. The informant pointed out the residence where Escareal ran into, however, Detective De Boom said he believed the house which was pointed out to him by the informant was not where Escareal resided. He said he believed this because the front door to the residence was wide open, and believed if the suspect lived at the house and wanted to hide from the police, he would have closed the door behind him. Detective De Boom said he believed Escareal committed an attempt murder, or at least assault with a deadly weapon upon the informant/victim.

Detective De Boom said he, Detective Glass and Deputy Pomeroy decided to go to the residence where Escareal had entered. Detective Glass and Deputy Pomeroy stood at each side of the front door. Detective De Boom said his conversation with the victim kept him a few paces behind his partners as they approached the residence. While at the front door, Deputy Pomeroy engaged in a short conversation (approximately ten seconds) with someone inside the residence. Detective De Boom said he could not understand what was being spoken by the person inside the residence, nor could he see anyone, but he did believe the suspect had broken into the residence to hide from the police.

Detective De Boom said after the brief conversation between Deputy Pomeroy and

Escareal, Deputy Pomeroy entered the residence, followed by Detective Glass on his left, then he entered last behind Deputy Pomeroy. Detective De Boom stated he and his partners stayed together as verbal contact was made with Escareal who was near a bedroom on the northwest portion of the house. Detective De Boom said he could not see Escareal at first because the front room of the residence was dark and the bedroom at the northwest portion of the house was even darker. Detective De Boom said he first saw Escareal from about ten feet away as Escareal stood near the bedroom door, which was slightly ajar. He said the room was so dark, he could only make out a figure at the bedroom door. Detective De Boom said Deputy Pomeroy was about five feet from Escareal when he announced Escareal was grabbing something, or picking something up. He said he did not know exactly what Deputy Pomeroy said, but he got the impression Escareal was arming himself. Deputy Pomeroy then said, "He's got a knife." Escareal then stepped out and Detective De Boom said he saw Escareal holding a knife with his right hand extended above his head in a throwing fashion, using his thumb and forefinger to hold the knife. He said he and Detective Glass, were about ten feet away from the Escarel, and Deputy Pomeroy was about five feet away from Escareal at that point.

Detective De Boom said when he realized Escareal was holding a knife and poised to throw it at them, although he perceived this as a serious threat, he was in disbelief Escareal would actually throw a knife at three deputy sheriffs. He said Escareal threw the knife and it struck the south wall and landed on the ground, making a , "clang" sound. He said the knife flew closest to Deputy Pomeroy and came within three to five feet of Detective Glass.

After the knife landed on the ground, Detective De Boom said he and his partners began to back out of the room. He said Deputy Pomeroy advised Escareal was armed with more knives, so he believed a threat was still present. Escareal began to move toward the deputies and threw a second knife at them. Detective De Boom said he did not know where it landed, but had no doubt the suspect was attacking him and his partners. He said he saw Detective Glass fall backward after stumbling into a couch when he was backing out. Detective Glass was able to get back on his feet and move toward the door. Detective De Boom said he believed Escareal was still armed as Escareal advanced toward them.

Detective De Boom said he exited the residence and positioned himself outside the front door on the right side of the porch area. Deputy Pomeroy exited the residence and took a position on the right side of the doorway, facing inward. Detective De Boom said he transmitted emergency traffic to let other personnel know what was occurring. He said he heard two "pops" less than a second apart, but since they did not sound like gunshots at the range, he asked his partners if they fired their weapon. Then, he smelled gun powder and believed there was a shooting. He advised over the radio an officer involved shooting occurred, then moved toward the doorway where he saw Escareal lying on the ground about two feet from the door. Detective De Boom also requested rescue for the suspect over the radio.

Detective De Boom said while he and his partners were inside the residence, although Escareal posed a threat while armed with knives, he felt he and his partners would be able to able to exit the residence and contain the house without using deadly force. He said he had a clear shot at the suspect while inside the residence, but at that point he did not feel he had to take a life to preserve his own. He also said the suspect at any time could have dropped the knives, retreat back into the bedroom or had other avenues of escape, but he chose to attack him and his partners. Detective De Boom said he did not give any commands to Escareal because Deputy Pomeroy had already established communication with the suspect. He said he believed it would have been confusing to the suspect had everyone given verbal commands to Escareal.

Detective De Boom told IAB Investigators he did not see either of his partners fire their weapon, nor did he know if one of them fired twice or if each of them fired once. He said approximately twenty seconds after the shooting, Deputy Dave Kluth (who was on a containment position on the west side of the residence) responded to the front of the location and handcuffed Escareal, who was laying on top of a knife and did not offer any resistance. Detective De Boom said he and Deputy Kluth cleared the residence and found that no one else was inside the location.

SUSPECT STATEMENT:

Suspect Antonio Escareal, MF/50. Deceased.

IAB INTERVIEW OF SUSPECT:

Suspect Escareal was not interviewed by IAB Investigators prior to his death.